# JOURNAL OF PROCEEDINGS MARCH 15, 2010 COUNCIL CONVENED AT 6:23 P.M.

1. The invocation was given by Deacon Randy Fast, St. Peter Cathedral Church/Police Chaplain and the Pledge of Allegiance was led by Council Page Carla Centeno.

2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Absent: Jacobson, Beck, McNeely -3-

3. Alderman Mark moved to accept the Journal of Proceedings of March 8, 2010, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent).

#### **PUBLIC HEARING**

4. Mayor Morrissey called upon Alderman Beach to conduct a public hearing. Alderman Beach called the hearing to order at 6:25 pm, stating that it was being held pursuant to 65 <u>Illinois Compiled Statutes</u> 5/11-15.1-3, for an annexation agreement for property located at <u>10xx Auburn Street</u>. He asked for questions or comments from the Council members, and then from the public and closed the public hearing at 6:26 pm.

The Meeting returned to the regular Order of Business at 6:26 pm.

#### **PUBLIC PARTICIPATION**

- 5. Barb Verni-Lau commented on her return to Rockford after 5 years, taking the position of Director of SWIFTT and commended the council for their vision and leadership in making great progress with projects in the City.
- 6. Jim Buckingham spoke about the American Flag and clarified comments made at previous council meetings.
- 7. Ricky Trinidad, Rock River Live, Inc., requested to make a presentation regarding development plans in downtown Rockford.
- 8. Mike Brackett read an article from a Cedar Rapids, Iowa newspaper regarding the demolition of residential structures that sustained damage in the 2008 flood and implored the aldermen take note, and demolish the abandoned homes here that were destroyed by the floods in the Keith Creek area.

#### PETITIONS AND COMMUNICATIONS

- 9. Alderman Thompson-Kelly submitted a letter from the Illinois Health Facilities and Services Review Board and petition concerning the availability of health care for individuals with traumatic brain injuries. Referred to Community Development.
- 10. Alderman Johnson submitted two (2) Requests for Service and pictures concerning repair of the sidewalks on Colorado Avenue. Referred to Public Works Department.
- 11. Alderman Johnson submitted three (3) Requests for Service all concerning the property located at 3303 Wesleyan Avenue damaged by fire in December. Referred to Community Development Department.
- 13. Alderman Beach submitted the Rockford Traffic Commission Minutes from the meeting held on March 10, 2010. Referred to Code and Regulation Committee.
- 14. Alderman Beach submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding the proposed sale of 430 Concord Avenue (vacant lot). Referred to Code and Regulation Committee.
- 15. Alderman Wasco submitted a Memorandum from Jon Hollander, City Engineer regarding Memorandum of Understanding Railroad Consolidation Kishwaukee Street. Referred to Finance and Personnel Committee.
- 16. Alderman Mark submitted a request from Gerrie Gustafson, in conjunction with YMCA's Heritage Runs, requesting barricades for street closures and detours and police assistance for traffic control; run starts and ends at the Metro Centre, Elm street and Main Street on April 25, 2010 from 1:00 pm to 4:00 pm. Alderman Mark moved to grant the Prayer of the Petitioner, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent).
- 17. Alderman Sosnowski submitted a request from Dr. Charles Smith, in conjunction with Blood Center Red Shoe Run for Donor Awareness, requesting barricades for street closures and detours and police assistance for traffic control; run through NIU Rockford neighborhood (Northern Avenue, University Drive, Verona Drive, Cross Planes Road and Blue River Road) on April 10, 2010 from 7:30 am to 9:30 am. Alderman Sosnowski moved to grant the Prayer of the Petitioner, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent).
- 18. Alderman Sosnowski submitted a Memorandum from Vicki Manson, Neighborhood Development Administrator, regarding the Illinois Housing Development Authority (IHDA) Trust Fund Home Modification Program (STF 50196). Referred to Planning and Development.

#### **NEW COMMITTEE REPORTS**

19. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of an Engineering Agreement Amendment for Ingersoll Environmental Cleanup

with Fehr-Graham Associates for a cost not-to-exceed \$35,000. This includes Cleanup Planning Steps and Cleanup Oversight and final reporting. The funding source is US Environmental Protection Agency. LAID OVER.

#### 2010-072CR

20. Alderman Wasco read a Finance and Personnel Committee Report recommending the award for Demolition of 1100 Buchanan be made to the low bidder, Swinson Material, of Rockford, Illinois for their total bid of \$333,000.00. The funding source is Motor Fuel Tax.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-073CR

21. Alderman Wasco read a Finance and Personnel Committee Report recommending approval of the purchase of a Conflict Monitor Testor through a State of Illinois Contract with Brown Traffic for a total cost of \$11,300.00. This equipment is required to maintain compliance per the maintenance agreement with the Illinois Department of Transportation effective July 26, 2001. The funding source is Traffic Operating Budget.

Alderman Wasco moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

22. Alderman Wasco read a Finance and Personnel Committee Report recommending the approval of vouchers for the week of March 15, 2010 in the amount of \$2,290,125.89. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

23. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the New Special Events Ordinance. LAID OVER.

#### 2010-074CR

24. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the claim of Douglas Larson for property damage in the amount of \$4,294.99 with a release to be obtained.

Alderman Beach moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Jacobson, Beck, McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

25. Alderman Thompson-Kelly read a Legislative Lobbying Committee Report recommending approval of the McGuireWoods Consulting contract for extended service for the Lobbyist for \$7,500 a month for the months of April through December that would include State of Illinois, Federal and administrative matters ending December 31, 2010. Funding Source is the City Council Operating Budget. LAID OVER.

#### **OFFICERS REPORTS**

- 26. Mayor Morrissey presented a Proclamation proclaiming Saturday, March 20, 2010 to be "WALK A MILE IN HER SHOES DAY" in Rockford, Illinois and urged all citizens to support Rock Valley College Women's History Month Committee on its goal of educating our community about sexualized violence.
- 27. Mayor Morrissey presented a Proclamation proclaiming the month of March 2010 to be "THE MONTESSORI LEARNING PATH MONTH" the Rockford, Illinois and whole heartedly congratulated the Montessori Learning Path on their 25<sup>th</sup> Anniversary.
- 28. Mayor Morrissey thanked the Heartland Church members for assisting us with taping and producing our last RockStat meeting which will be aired on Cable Channel 17 on Friday.
- 29. Mayor Morrissey submitted a re-appointment to the Traffic Commission; Mr. George A. Zawislak, to a five-year term, which would expire May 2015. LAID OVER.
- 30. Mayor Morrissey wished the Rockford Icemen good luck on their game tonight as they compete for their 14<sup>th</sup> Hockey Championship High School Title.
- 31. Alderman Mark announced the 24<sup>th</sup> Annual Heart of Rockford Awards and Membership Meeting will be held on Thursday, March 25, 2010 at the Rockford Women's Club, 323 Park Avenue.
- 32. Alderman Wasco announced the Venues and Festival committee will be making a presentation on Thursday, March 18, 2010 at 6:00 pm at the Chicago Rockford Airport Auditorium to the City Council members as a whole.

- Alderman Beach announced Chairman Christiansen will be making an announcement to the County Board members to also join the meeting as well. He encouraged everyone to attend.
- 33. Alderman Elyea mentioned last Saturday was the St. Patrick's Day parade and she thanked Rockford Mass Transit District for providing the trolley to ride in and thanked Winnebago County Board Chairman Scott Christiansen for providing police assistance for the parade.
- 34. Alderman Curran donned a St. Patrick's Day hat in honor of Aldermen Dick Goral and wished everyone a happy St. Patty's Day.
- 35. Alderman Robertson thanked Dr. Sheffield for meeting with himself, Aldermen Beach and Elyea last week concerning the direction of the schools and looks forward to future meetings.
- 36. Alderman Robertson thanked Mike Dunn and his committee for providing the Venues and Festivals Report.
- 37. Alderman Robertson requested Chief Epperson provide him with a financial report of the proposed costs to open police substations.
- 38. Alderman Robertson thanked ACE Program Principal and Dr. Becker for their efforts to make the ACE Program at Jefferson High School a success and wanted to clarify the intention of the ACE Fire Dept. Program was to give inner-city kids an opportunity to get through High School and provide them with the skills to become excellent candidates for the Fire Department, not to replace the existing workforce.
- 39. Alderman Beach mentioned speaking with Brian Eber, Public Works Department, regarding flooding concerns and suggested a representative from the Public Works Department make an informational presentation/press conference as needed.
- 40. Alderman Beach expressed his concern with allowing Mitchell Airport, Milwaukee, Wisconsin, to join our Chamber of Commerce and advertise on our website.
- 41. Mayor Morrissey offered to Alderman Beach a representative from the Public Works Department could provide a presentation to Council with updates on issues at hand.
- 42. Alderman Timm thanked Mayor Morrissey for attending the North End Square meeting.
- 43. Alderman Timm mentioned last Saturday was St. Bernadette's Annual Health Fair and thanked the Police and Fire Departments for participating in the event and providing information and answering concerns from the citizens.

#### **UNFINISHED BUSINESS**

#### 2010-085CR

44. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Wood Grinding be made to the low bidder, Steve Piper & Sons, Inc., of Naperville, Illinois for their cost/hour as shown on tabulation. The funding source is Street Division Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

# 2010-076CR

45. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Rental of Traffic Control Devices be made to the sole bidder, Sanco Traffic Control of Rockford, Illinois for their prices as shown on the tabulation. The funding source is Public Works Operating Budget & Event Reimbursement. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

### 2010-077CR

46. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Walnut Street – State Street Alley (West of Madison St.) be made to Municipal Design & Environmental Services to perform design engineering and construction observation for a total not to exceed cost of \$22,570.00. The funding for this project will come from Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

# 2010-078CR

47. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending the award for Engineering Agreement: 6<sup>th</sup> Ward Drainage be made to Willett, Hofmann & Associates to perform design engineering and construction observation for a total not to exceed cost of \$98,830.00. The funding source for this project will come from Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

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Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

### 2010-079CR

48. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending approval of an Intergovernmental Agreement with Rockford Mass Transit District providing a written guarantee securing a revolving line of credit at an amount not to exceed \$1,500,000 with J.P. Morgan Chase Bank, N.A., of Rockford, Illinois this guarantee shall be reviewed annually, and that the Legal Department be instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

49. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the 2010 budget be adopted, and that the Budget Officer be directed to prepare the necessary Appropriation Ordinance. LAID OVER.

Alderman Robertson made a motion to lay the committee report over, seconded by Alderman Johnson. MOTION PREVAILED (Ald. Hervey, Thompson-Kelly voted no; Ald. Jacobson, Beck, McNeely absent).

50. Alderman Wasco moved the adoption of a Finance and Personnel Committee Report recommending that the 2010 License and Fee Schedule as attached be approved and that the Legal Director shall prepare the appropriate ordinance. LAID OVER.

Alderman Robertson made a motion to lay the committee report over, seconded by Alderman Johnson. MOTION PREVAILED (Ald. Hervey, Thompson-Kelly voted no; Ald. Jacobson, Beck, McNeely absent).

# 2010-080CR

- 51. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, there recommending that City Council APPROVE the Zoning Map Amendment from R-2, Two-family Residential District to I-1, Light Industrial District; APPROVE the Variation to allow a six foot high sight-obscuring fence in place of landscaping buffer between parking lot and R-2, Zoning District to the west; and DENY the Variation to omit interior landscaping in an I-1, Light Industrial District at 901 9<sup>th</sup> Street and 1216 9<sup>th</sup> Avenue. Approval is subject to the following conditions:
  - 1. Submittal of a parking lot permit to be reviewed and approved by Staff.
  - 2. Submittal of a revised landscaping plan including three (3) additional shade trees to be incorporated within the subject property and interior landscape islands.

Approval/Denial is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-081CR

- 52. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the request for sale of package liquor in conjunction with a gas station and convenience store in the name of **Mohammad Akhtar Bhatti d/b/a B.P. at Mulford** in a C-3, General Commercial Zoning District at 320 North Mulford Road. Approval is subject to the following conditions:
  - 1. Liquor sales is limited to packaged beer and wine only.
  - 2. Window display signage be limited to no more than 30% of the window area. No more than 1/3 of the window sings (10% of the window area) shall be used to advertise the sale of alcohol products.
  - 3. That the sale of alcohol shall be limited to the hours of 5:30 AM to 11:00 PM Monday thru Friday, and 6:00 AM to 11:00 PM on Saturday and from 12:00 (Noon) to 11:00 PM on Sunday.
  - 4. The sale of rose tubes, airplane-sized bottles and nay other product which can be easily converted into a "crack pipe" is prohibited.
  - 5. Package beer shall not be sold on an individual basis but sold as six (6), twelve (12), twenty-four (24) pack or greater.
  - 6. Wine shall not be sold in containers less than 750 ml.
  - 7. The sale of packaged beer and wine shall be limited to the area shown on the floor plan labeled Exhibit F.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Mark, Wasco, Thompson-Kelly, Johnson, Beach, Elyea,

Robertson -8-

Nays: Curran, Hervey, Timm -3-Absent: Jacobson, Beck, McNeely -3-

#### 2010-082CR

53. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the City Council approve the attached Rock River Water Reclamation District Easement Agreement for Cameron Avenue Sanitary Sewer on Parcel 11-10-277-002. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-083CR

- 54. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Alpine Terrace Utility Vacation. Approval is subject to the following conditions:
  - 1. A note shall be added to the plat referencing the approved Variation Ordinance Number 2009-205-O, indicating the approved setbacks for the parcel.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-084CR

55. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a Fifteen Minute Parking restriction on the north side of East State Street from 175 feet to 198 feet north of 2<sup>nd</sup> Street, thus repealing the existing Two Hour Parking restriction. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-085CR

Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a Fifteen Minute Parking restriction on the west side of North Main Street from 35 feet to 100 feet north of Elm Street, thus repealing the existing Passenger Loading Zone. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Navs: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-086CR

57. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone for residential permit parking on both sides of the 300 block of Market Street between 1<sup>st</sup> Street and 2<sup>nd</sup> Street, being eight permits for the residents at 317 Market Street. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

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Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-087CR

58. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance for a "40 MPH" speed limit on Bell School Road from Spring Brook to Riverside Blvd. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

### **MOTIONS AND RESOLUTIONS**

#### 2010-023R

59. Alderman Beach, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution, for the Pre-annexation Agreement for 10xx Auburn Road by and between the City of Rockford and TRZ Auburn Road, LLC. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-024R

60. Alderman Sosnowski suggested a Resolution to evaluate late fees assessed on water bills and adjusting them based off comparative cities and other utilities that deliver service within the City of Rockford. Referred to Finance and Personnel Committee. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-025R

61. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the use of Motor Fuel Tax funds for the Morgan Street Bridge – Demolition of 1100 Buchanan Street in the amount of \$350,000.00. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-026R

- Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution authorizing the Central Services Manager to take bids for the following:
  - A. Bid: (2) Vans for Human Services, funding source: Head Start Grant Funds
  - B. Bid: iPrism Web Filtering Appliance, funding source: IT Fund

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

#### 2010-027R

63. Alderman Wasco, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution giving notice of City of Rockford ownership of real property to Winnebago County Clerk, Collector and Supervisor of Assessments.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

# **NEW BUSINESS**

- 64. Alderman Beach introduced and read an Ordinance for the sale of City owned property, two (2) vacant lots at 416 North Avon Street and 420 North Avon Street at a minimum bid of \$7,800 with preference to the adjoining property owners. LAID OVER.
- 65. Alderman Wasco made a motion to go into closed session for purposes of discussing an employee discipline matter, seconded by Alderman Hervey. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson,

Timm, Beach, Elyea, Robertson -11-

Nays: -0-

Absent: Jacobson, Beck, McNeely -3-

The meeting went into closed session at 7:18 p.m.

The meeting returned to open session at 7:26 p.m. and found the following aldermen present:

Sosnowski, Curran, Mark, Wasco, Hervey, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Robertson -11-

66. Upon motion duly made and seconded, the meeting was adjourned at 7:27 p.m.

Respectfully submitted,

Diane Reed City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

# CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS City Council Chambers, 2<sup>ND</sup> floor City Hall 425 E. State Street, Rockford March 22, 2010 6:00 P.M. AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)

# I. NEW COMMITTEE REPORTS TO BE READ IN MARCH 22, 2010

#### A. CODE AND REGULATIONS

- 1. Beach Easement 1218 Buchanan
- Officers Reports
- Unfinished Business of previous meeting

#### **UNFINISHED BUSINESS**

# II. COMMITTEE REPORTS LAID OVER MARCH 15, 2010

- 1. Wasco Finance and Personnel Recommending that the 2010 budget be adopted, and that the Budget Officer be directed to prepare the necessary Appropriation Ordinance.
- 2. Wasco Finance and Personnel Recommending that the 2010 License and Fee Schedule as attached be approved and that the Legal Director shall prepare the appropriate ordinance.
- 3. Wasco Finance and Personnel Recommending approval of an Engineering Agreement Amendment for Ingersoll Environmental Cleanup with Fehr-Graham Associates for a cost not-to-exceed \$35,000. This includes Cleanup Planning Steps and Cleanup Oversight and final reporting. The funding source is US Environmental Protection Agency.
- 4. Beach Code and Regulation Recommending the approval of the New Special Events Ordinance.

5. Thompson-Kelly - Legislative Lobbying Committee - Recommending approval of the McGuireWoods Consulting contract for extended service for the Lobbyist for \$7,500 a month for the months of April through December that would include State of Illinois, Federal and administrative matters ending December 31, 2010. Funding Source is the City Council Operating Budget.

# III. ORDINANCES LAID OVER MARCH 15, 2010

1. Beach - Ordinance - For the sale of City-owned property, two (2) vacant lots at 416 North Avon Street and 420 North Avon Street at a minimum bid of \$7,800 with preference to the adjoining property owners.

# IV. MISCELLANEOUS LAID OVER MARCH 15, 2010

- 1. Mayor Morrissey Re-appointment Traffic Commission; Mr. George A. Zawislak, to a five-year term, which would expire May 2015. (Pursuant to Rule 18 this appointment is up for passage on April 19, 2010).
- Motions and Resolutions
- **IV. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- 1. Wasco Ordinance Recommending approval of an Intergovernmental Agreement with Rockford Mass Transit District providing a written guarantee securing a revolving line of credit at an amount not to exceed \$1,500,000 with J.P. Morgan Chase Bank, N.A., of Rockford, Illinois this guarantee shall be reviewed annually.
- 2. Beach Ordinance- Recommending the Zoning Map Amendment from R-2, Two-family Residential District to I-1, Light Industrial District; APPROVE the Variation to allow a six foot high sight-obscuring fence in place of landscaping buffer between parking lot and R-2, Zoning District to the west; and DENY the Variation to omit interior landscaping in an I-1, Light Industrial District at 901 9<sup>th</sup> Street and 1216 9<sup>th</sup> Avenue. Approval is subject to the following conditions:
  - 1. Submittal of a parking lot permit to be reviewed and approved by Staff.
  - 2. Submittal of a revised landscaping plan including three (3) additional shade trees to be incorporated within the subject property and interior landscape islands.

Approval/Denial is based on the Findings of Fact.

3. Beach – Ordinance - For APPROVAL of the request for sale of package liquor in conjunction with a gas station and convenience store in the name of **Mohammad Akhtar Bhatti d/b/a B.P. at Mulford** in a C-3, General Commercial Zoning District at 320 North Mulford Road. Approval is subject to the following conditions:

- 1. Liquor sales is limited to packaged beer and wine only.
- 2. Window display signage be limited to no more than 30% of the window area. No more than 1/3 of the window sings (10% of the window area) shall be used to advertise the sale of alcohol products.
- 3. That the sale of alcohol shall be limited to the hours of 5:30 AM to 11:00 PM Monday thru Friday, and 6:00 AM to 11:00 PM on Saturday and from 12:00 (Noon) to 11:00 PM on Sunday.
- 4. The sale of rose tubes, airplane-sized bottles and nay other product which can be easily converted into a "crack pipe" is prohibited.
- 5. Package beer shall not be sold on an individual basis but sold as six (6), twelve (12), twenty-four (24) pack or greater.
- 6. Wine shall not be sold in containers less than 750 ml.
- 7. The sale of packaged beer and wine shall be limited to the area shown on the floor plan labeled Exhibit F.
- 4. Beach Ordinance Recommending that the City Council approve the attached Rock River Water Reclamation District Easement Agreement for Cameron Avenue Sanitary Sewer on Parcel 11-10-277-002.
- 5. Beach Ordinance Recommending that the Legal Director be instructed to draw an Ordinance for a Fifteen Minute Parking restriction on the north side of East State Street from 175 feet to 198 feet north of 2<sup>nd</sup> Street, thus repealing the existing Two Hour Parking restriction.
- 6. Beach Ordinance Recommending that the Legal Director be instructed to draw an Ordinance for a Fifteen Minute Parking restriction on the west side of North Main Street from 35 feet to 100 feet north of Elm Street, thus repealing the existing Passenger Loading Zone.
- 7. Beach Ordinance Recommending that the Legal Director be instructed to draw an Ordinance for a Residential Parking Zone for residential permit parking on both sides of the 300 block of Market Street between 1<sup>st</sup> Street and 2<sup>nd</sup> Street, being eight permits for the residents at 317 Market Street.
- 8. Beach Ordinance Recommending that the Legal Director be instructed to draw an Ordinance for a "40 MPH" speed limit on Bell School Road from Spring Brook to Riverside Blvd.
- \* same action taken before
- Adjournment

\* \* \* \* \* \* \* \* \*

#### **POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the

committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

# CODE AND REGULATION COMMITTEE Monday, March 22, 2010, 5:15 p.m. Conference Room A, City Hall 2<sup>nd</sup> floor (north room) AGENDA

- 1. C & R 10-28 March Traffic Items
- 2. C & R 10-35 Special Permit Public Area Open Container Law

# FINANCE AND PERSONNEL COMMITTEE Monday, March 22, 2010, 5:15 p.m. Conference Room B, City Hall 2<sup>nd</sup> floor (south room) AGENDA

- 1. Purchasing and Vouchers
  - A. Award of Bid: 5 Demolitions 601,623,700 Willard Ave., 802 Marchesano & 208 Concord Suspend rules
  - B. Award of Bid: City-Wide Residential Resurfacing Suspend rules
  - C. Award of Bid: City-Wide Crack Sealing Suspend rules
  - D. Award of Sole Source Contract: Purchase of PowerDMS Suite Software
  - E. Change Order: Main Street Water Main Info only
  - F. Emergency P.O. Demolition of 1061 W. State St
  - G. Resolution to take Bids
  - H. Vouchers
- 2. Memorandum of Understanding Railroad Consolidation Kishwaukee Street
- 3. Resolution regarding Video Gambling Revenue

# PLANNING AND DEVELOPMENT COMMITTEE

# Monday, March 22, 2010, 5:15 p.m. CD Conference Room, City Hall 2<sup>nd</sup> floor AGENDA

- 1. Memorandum from James R. Ryan, City Administrator, regarding the Acquisition of Property Downtown Area.
- 2. Memorandum from Vicki Manson, Neighborhood Dev. Administrator, and Andrea Hinrichs, Housing Rehab. Specialist I, regarding the Illinois Housing Development Authority (IHDA) Trust Fund Home Modification Program (STF-50196).

LEGISLATIVE LOBBYING COMMITTEE

Monday, \_\_\_\_\_\_, 2010, 4:00 p.m.

Conference Room A, City Hall 2<sup>nd</sup> floor (north room)

AGENDA

No Meeting Scheduled.